

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE  
WASHINGTON, DC

Reed Rubinstein  
America First Legal Foundation  
600 14<sup>th</sup> St NW, 5<sup>th</sup> Floor  
Washington, DC 20005

November 17, 2021

Re: DHS Case 2021-CRFO-00070, ODNI Case DF-2022-00033

Mr. Rubinstein,

This responds to your 22 July 2021 Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS) Office of Civil Rights and Civil Liberties (CRCL) wherein you requested items A-X starting with “*all funding opportunities, contracts, grants, or procurements, solicited or awarded by DHS pursuant or related to the Domestic Surveillance Strategy from January 20, 2021*”.

The CRCL forwarded one document to the Office of the Director of National Intelligence (ODNI) for our review and direct response to you. Upon thorough review, we have determined that the document must be withheld in its entirety pursuant to the following FOIA exemptions:

- (b)(3), which applies to information exempt from disclosure by statute. The relevant statute is:
  - Section 6 of the Central Intelligence Agency Act of 1949, as amended, 50 U.S.C. § 3024(m), which protects, among other things, the names and identifying information of ODNI personnel;
- (b)(5), which applies to information that concerns communications within or between agencies which are protected by legal privileges;
- (b)(6), applies to information which, if released, would constitute a clearly unwarranted invasion of the personal privacy of individuals.

If you wish to appeal our determination on this request, please explain the basis of your appeal and forward to: Office of the Director of National Intelligence, Information Management Office, Washington, DC 20511, within 90 days of the date of this letter.

However, you may find it helpful to contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you have any questions, feel free to email our Requester Service Center at [DNI-FOIA@dni.gov](mailto:DNI-FOIA@dni.gov) or call us at (301) 243-1499. You can also contact ODNI’s FOIA Liaison email at [DNI-FOIA-Liaison@dni.gov](mailto:DNI-FOIA-Liaison@dni.gov).

Sincerely,



Sally A. Nicholson  
Chief, Information Review &  
Release Group  
FOIA Public Liaison  
Information Management Office